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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/783,459 | 02/20/2004 | Albert Boeckh | MER 03-016 | 7475 |
| 7590 12/16/2008 JUDY JARECKI-BLACK, PH.D., J.D. 3239 Satellite Blvd. Duluth, GA 30096 | | | | |
| EXAMINER | | | | |
| LEVY, NEIL S | | | | |
| ART UNIT | | PAPER NUMBER | | |
| 1615 | | | | |
| MAIL DATE | | DELIVERY MODE | | |
| 12/16/2008 | | PAPER | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

10/783,459

Applicant(s)

BOECKH ET AL.

Examiner

NEIL LEVY

Art Unit

1615

All participants (applicant, applicant's representative, PTO personnel):

(1) NEIL LEVY.

(3) _____.

(2) ATTORNEY THOMAS KOWALSKI.

(4) _____.

Date of Interview: 12 December 2008.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: _____.

Claim(s) discussed: 1, 23 and 28.

Identification of prior art discussed: of Record.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: attorney commented on examiner's indication of claim language to overcome art. & argued for the unexpected finding of significantly increased duration of efficacy with spot on formulations. examiner concedes that as proposed, Claims to be submitted as a supplementary amendment would be allowable.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/NEIL LEVY/
Primary Examiner, Art Unit 1615